18-12080-scc Doc 32 Filed 02/24/19 Entered 02/25/19 00:22:07 Imaged Certificate of Notice Pg 1 of 3

Softmode of Notice 1 q 2 of 0		
Information to identify the case:		
Debtor 1	Rodney Fabor	Social Security number or ITIN xxx-xx-5607
	First Name Middle Name Last Name	
Debtor 2 (Spouse, if filing)	First Name Middle Name Last Name	Social Security number or ITIN EIN
United States Bar	skruptcy Court Southern District of New York	
Case number:	18-12080-scc	

# Discharge of Debtor(s) and Order of Final Decree

12/15

A petition under title 11, United States Code was filed by or against the Debtor(s) on 7/9/18; an order for relief was entered under Chapter 7; no order denying a discharge has been granted.

It appearing that the Debtor(s) is entitled to a discharge and the estate of the above named Debtor(s) has been full administered.

### IT IS ORDERED:

- The Debtor(s) is granted a discharge under 11 U.S.C. § 727.
- Deborah J. Piazza is discharged as the Trustee of the Debtors estate and the bond is cancelled.
- The chapter 7 case of the above–named Debtor(s) is closed.

2/22/19

By the court: Shelley C. Chapman

United States Bankruptcy Judge

### **Explanation of Bankruptcy Discharge in a Chapter 7 Case**

This order grants a discharge to the person named above. It does not dismiss the case, and it does not determine how much money, if any, the trustee will pay creditors.

#### Creditors cannot collect discharged debts

This order means that no one may make any attempt to collect a discharged debt from the debtors personally. For example, creditors cannot sue, garnish wages, assert a deficiency, or otherwise try to collect from the debtors personally on discharged debts. Creditors cannot contact the debtors by mail, phone, or otherwise in any attempt to collect the debt personally. Creditors who violate this order can be required to pay debtors damages and attorney's fees.

However, a creditor with a lien may enforce a claim against the debtors' property subject to that lien unless the lien was avoided or eliminated. For example, a creditor may have the right to foreclose a home mortgage or repossess an automobile. This order does not prevent debtors from paying any debt voluntarily or from paying reaffirmed debts according to the reaffirmation agreement. 11 U.S.C. § 524(c), (f).

#### Most debts are discharged

Most debts are covered by the discharge, but not all. Generally, a discharge removes the debtors' personal liability for debts owed before the debtors' bankruptcy case was filed.

Also, if this case began under a different chapter of the Bankruptcy Code and was later converted to chapter 7, debts owed before the conversion are discharged.

In a case involving community property: Special rules protect certain community property owned by the debtor's spouse, even if that spouse did not file a bankruptcy case.

For more information, see page 2 >

# Some debts are not discharged

Examples of debts that are not discharged are:

- debts that are domestic support obligations;
- debts for most student loans;
- debts for most taxes;
- debts that the bankruptcy court has decided or will decide are not discharged in this bankruptcy case;
- debts for most fines, penalties, forfeitures, or criminal restitution obligations;
- some debts which the debtors did not properly list;
- debts for certain types of loans owed to pension, profit sharing, stock bonus, or retirement plans; and
- ♦ debts for death or personal injury caused by operating a vehicle while intoxicated.

Also, debts covered by a valid reaffirmation agreement are not discharged.

In addition, this discharge does not stop creditors from collecting from anyone else who is also liable on the debt, such as an insurance company or a person who cosigned or guaranteed a loan.

This information is only a general summary of the bankruptcy discharge; some exceptions exist. Because the law is complicated, you should consult an attorney to determine the exact effect of the discharge in this case.

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United States Bankruptcy Court Southern District of New York

In re: Rodney Fabor Debtor Case No. 18-12080-scc Chapter 7

## CERTIFICATE OF NOTICE

District/off: 0208-1 User: Page 1 of 1 Date Rcvd: Feb 22, 2019

Form ID: 155new Total Noticed: 10

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on

Feb 24, 2019.

db +Rodney Fabor, 406 West 145th Street, New York, NY 10031-5202

P.O. Box 551, Albany, NY 12201-0551 smq

N.Y. State Unemployment Insurance Fund, New York City Dept. Of Finance, 345 A 345 Adams Street, 3rd Floor, smg Attn: Legal Affairs - Devora Cohn, Brooklyn, NY 11201-3719 smq

+United States Attorney's Office, Southern District of New York Attention: Tax & Bankruptcy Unit, 86 Chambers Street, Third F 86 Chambers Street, Third Floor, New York, NY 10007-1825

+BANK OF AMERICA, N.A., c/o Frenkel Lambert et al., 53 Gibson Street,

BAY SHORE, NY 11706-8369

7473950 +Frenkel Lambert Weiss Wesiman & Gordon, LLP, Attorneys for Bank of America, N.A,

53 Gibson Street, Bay Shore, NY 11706-8369 +NEW YORK CITY DEPT. OF FINANCE, OFFICE OF LEGAL AFFAIRS-COLLECTION UNIT, 7394315

BROOKLYN NY 11201-3719 345 ADAMS ST. 3RD FLOOR,

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

E-mail/Text: nys.dtf.bncnotice@tax.ny.gov Feb 22 2019 19:43:37

New York State Tax Commission, Bankruptcy/Special Procedures Section, P.O. Box 5300,

Albany, NY 12205-0300

7367608 +EDI: BANKAMER2.COM Feb 23 2019 00:43:00 BANK OF AMERICA, 100 NORTH TRYON STREET,

CHARLOTTE, NC 28255-0001

7432173 +EDI: NAVIENTFKASMSERV.COM Feb 23 2019 00:43:00 Navient Solutions, LLC, 220 Lasley Ave,

Wilkes-Barre, PA 18706-1430

TOTAL: 3

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 24, 2019 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 22, 2019 at the address(es) listed below:

Deborah J. Piazza dpiazza@tarterkrinsky.com, sdineen@tarterkrinsky.com; N256@ecfcbis.com Elizabeth L Dovaga on behalf of Creditor BANK OF AMERICA, N.A. edoyaga@flwlaw.com, ispiegelman@flwlaw.com

USTPRegion02.NYECF@USDOJ.GOV United States Trustee

TOTAL: 3